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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of : Timbadia, et. al.  
Application No. : 10/712,938  
Group Art Unit : Not yet assigned  
Examiner : Not yet assigned  
Filing Date : November 13, 2003

For: SYSTEM AND METHODS FOR TESTING OVER A DISTRIBUTED NETWORK

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA. 22313-1450

**PRELIMINARY AMENDMENT**

Dear Sir:

In response to the Notice of Non-Compliant Amendment mailed December 8, 2005 in the subject application, applicants respectfully resubmit the following response.

This Preliminary Amendment is filed in connection with the above-identified application. The Commissioner is authorized to charge or credit Deposit Account Number 50-0436 any deficiency or overpayment of fees necessary for this extension.